

COPY

Peter T. Dallo  
CLERK OF COURT

OFFICE OF THE CLERK  
**UNITED STATES DISTRICT COURT**  
DISTRICT OF DELAWARE

LOCKBOX 18  
844 KING STREET  
U.S. COURTHOUSE  
WILMINGTON, DELAWARE 19801  
(302) 573-6170  
[www.ded.uscourts.gov](http://www.ded.uscourts.gov)

August 24, 2007

**TO:** Askounis & Borst, P.C.  
ATTN: Mischelle Luckett  
180 North Stetson Street  
Suite 3400  
Chicago, IL 60601

**RE:** USDC Delaware Misc. Action 07-135, Center Capital Corporation v. Shamrock Tree Service, Inc., Case 06CV02996 District of Maryland

Dear Ms. Luckett:

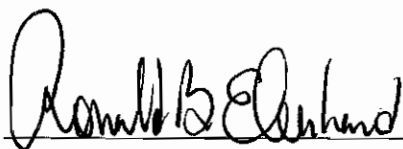
The Clerk's office is in receipt of your letter dated August 15, 2007, which was accompanied by check number 22109, a Certification of Registration, a proposed Writ of Execution, and a Notice of Filing.

Your letter dated August 15, 2007 appeared at first to be a new request for us to open a Miscellaneous Case, but we have now agreed that this was a duplicate request for registration of the judgment filed on June 29, 2007, as Miscellaneous Action 07-135.

It appears that you would like to execute on a District of Maryland judgment by having a writ issue in this Court and be served by the Delaware U.S. Marshal's Office. Deputy Clerk Brian Blackwell will provide followup coordination with your office regarding the necessary Praecipe to be filed with the Clerk for issuance of the writ(s), etc. Please contact Brian directly if you have any questions or concerns, at our Clerk's Office, (302) 573-6170.

Sincerely,

BY:  
/rbe



PETER T. DALLEO  
CLERK

Enclosure

Check 22109 dated 8/2/07

cc: 07MC135 Docket Sheet

22109

MIDWEST BANK  
70-2295-719

ASKOUNIS & BORST, P.C.

ATTORNEYS AT LAW  
180 N. STETSON, SUITE 3400  
CHICAGO, IL 60601  
PH. 312-861-7100

CHECK

22109

DATE

08/02/07

AMOUNT  
\*\*\*\*\*\$39.00

\*\*\* THIRTY-NINE & 00/100 DOLLARS

PAY

TO THE

ORDER

Clerk of the District Court

OF:

MC

07-159-1022109

1:0719229551

0017370031

MP

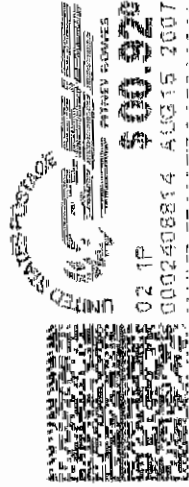
VOID

Security Features Included. Details on back.

ASKOUNIS & BORST, P.C.

ATTORNEYS AT LAW

TWO PRUDENTIAL PLAZA  
180 NORTH STETSON STREET SUITE 3400 CHICAGO, IL 60601



Askounis & Borst, P.C.

Two Prudential Plaza

180 N. Stetson Street

Suite 3400

Chicago, Illinois 60601

Attn: CRW / myl

ORIGINAL



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**ASKOUNIS & BORST, P.C.**  
ATTORNEYS AT LAW

August 15, 2007

**Via Standard Mail**

U.S. District Court for the  
District of Delaware  
Clerk of Court  
844 N. King St.  
Lockbox 18  
Wilmington, DE 19801

07mc135

Re: Center Capital Corporation v. Shamrock Tree Service, Inc.  
Case No. 06 CV 02996  
Our File No. 1978.11764

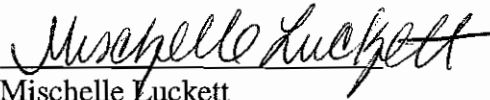
Dear Clerk:

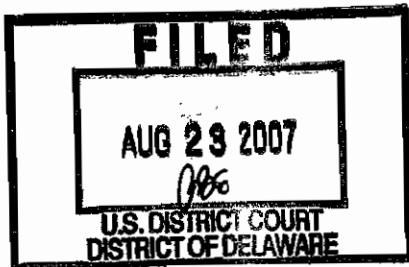
Enclosed please find a certified copy of Judgment entered against Shamrock Tree Service, Inc. on April 11, 2007 in the District of Maryland, Case No. 06-CV-2996. Also, please find enclosed the Certification of Registration in the District of Delaware and Writ of Execution as well as a check enclosed in the amount of \$39.00 for related fees. Please send a copy back to me in the enclosed self-addressed, stamped envelope.

If you have any questions, please do not hesitate to give me a call.

Sincerely,

ASKOUNIS & BORST, P.C.

  
Mischelle Luckett  
Legal Assistant



Enclosures

DC 11  
Rev. 7/82

## WRIT OF EXECUTION

<b>UNITED STATES DISTRICT COURT</b>		DISTRICT <u>District of DE</u>
TO THE MARSHAL OF: <u>District of Delaware</u>		
YOU ARE HEREBY COMMANDED, that of the goods and chattels, lands and tenements in your district belonging to:		
NAME <u>Shamrock Tree Service, Inc.</u> <u>2825 Ogletown Road</u> <u>Newark, DE 19711</u>		
you cause to be made and levied as well a certain debt of:		
DOLLAR AMOUNT <u>\$163,521.21</u>	DOLLAR AMOUNT  <u>and</u>	
in the United States District Court for the _____ District of <u>Maryland</u> , before the Judge of the said Court by the consideration of the same Judge lately recovered against the said, <u>Shamrock Tree Service, Inc., Case 06-CV-02996</u>		
and also the costs that may accrue under this writ. And that you have above listed moneys at the place and date listed below; and that you bring this writ with you.		
PLACE <u>U.S. Marshall's Office</u>	DISTRICT <u>District of DE</u>	
CITY <u>Wilmington, DE 19801</u>	DATE	
Witness the Honorable		
DATE	CLERK OF COURT	
	(BY) DEPUTY CLERK	
<b>RETURN</b>		
DATE RECEIVED	DATE OF EXECUTION OF WRIT	
This writ was received and executed.		
U.S. MARSHAL	(BY) DEPUTY MARSHAL	

ORIGINAL

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE

CENTER CAPITAL CORPORATION,

Plaintiff,

v.

SHAMROCK TREE SERVICE, INC. and  
DWIGHT PATTERSON,

Defendants.

07mc135

FILED  
CLERK U.S. DISTRICT COURT  
DISTRICT OF DELAWARE  
2007 AUG 23 PM 4:43

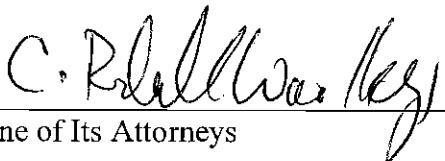
NOTICE OF FILING

TO: Shamrock Tree Service, Inc. Dwight Patterson  
Registered Agent: 133 Justice Way  
Barros, McNamara, Scanlon, Elkton, MD 21921  
Malkiewicz & Taylor, P.A.  
2 West Loockerman Street  
Dover, DE 19904

PLEASE TAKE NOTICE that on Aug. 15, 2007, we filed with the United States District Court for the District of Delaware, **Certification of Judgment for Registration in Another District and Writ of Execution** a copy of which is attached hereto and herewith served upon you.

CENTER CAPITAL CORPORATION

By:

  
One of Its Attorneys

C. Randall Woolley  
Askounis & Borst, P.C.  
180 N. Stetson Ave., Ste. 3400  
Chicago, IL 60601  
PH: (312) 861-7100  
FAX: (312) 861-0022

STATE OF ILLINOIS       )  
                                      )SS  
COUNTY OF COOK        )

**AFFIDAVIT OF MAILING**

The undersigned, a non-attorney, being first duly sworn on oath, deposes and says that she caused a correct copy of the foregoing, **Certification of Judgment for Registration in Another District and Writ of Execution** to be served upon defendant/counsel at the address set forth below:

U.S. District Court for the	Shamrock Tree Services, Inc.	Dwight Patterson
District of Delaware	Registered Agent:	133 Justice Way
Clerk of Court	Barros, McNamara, Scanlon,	Elkton, MD 21921
844 N. King St.	Malkiewicz & Taylor, P.A.	
Lockbox 18	2 West Loockerman Street	
Wilmington, DE 19801	Dover, DE 19904	

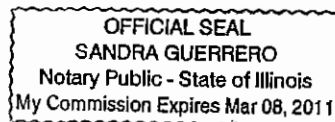
by depositing same in the U.S. Mail at 180 N. Stetson, Suite 3400, Chicago, Illinois 60601, with proper postage prepaid on this 15th day of August, 2007.

By: Mischelle Luckett  
Mischelle Luckett

SUBSCRIBED AND SWORN to before

me this 15<sup>th</sup> day of August, 2007.

Sandra Guerrero  
Notary Public




**U.S. District Court  
District of Delaware (Wilmington)  
CIVIL DOCKET FOR CASE #: 1:07-mc-00135-UNA  
Internal Use Only**

Center Capital Corporation v. Shamrock Tree Service Inc. et al Date Filed: 06/29/2007  
Assigned to: Unassigned Judge Jury Demand: None  
Case in other court: USDC/MD, 06cv2996 Nature of Suit: 890 Other Statutory  
Cause: Registration of Foreign Judgment Actions  
Jurisdiction: Federal Question

**Plaintiff****Center Capital Corporation**

V.

**Defendant****Shamrock Tree Service Inc.****Defendant****Dwight Patterson**

Date Filed	#	Docket Text
06/29/2007	 <u>1</u>	REGISTRATION of Foreign Judgment in Favor of Center Capital Corporation and Against Shamrock Tree in the Amount of \$146,320.37 ( Filing fee \$ 39, receipt number 148067). (Attachments: # <u>1</u> Order# <u>2</u> Cover Letter)(lid) (Entered: 07/02/2007)

07 - 135

AO 451 (Rev. 12/93) (MD Rev. 03/01) Certification of Judgment

UNITED STATES DISTRICT COURT

ORIGINAL

FOR THE DISTRICT OF MARYLAND

Center Capital Corporation

V.

Shamrock Tree Service, Inc. and  
Dwight Patterson

**CERTIFICATION OF JUDGMENT  
FOR REGISTRATION IN  
ANOTHER DISTRICT**

Case Number: AMD-06-CV-2996

I, Felicia C. Cannon, Clerk of the United States district court certify that the  
attached judgment is a true and correct copy of the original judgment entered in this action 4/11/07, as it  
Date  
*appears in the records of this court, and that*

\* no notice of appeal from this judgment has been filed, and no motion of any kind listed in Rule 4(a) of the  
Federal Rules of Appellate Procedure has been filed.

IN TESTIMONY WHEREOF, I sign my name and affix the seal of this Court.

June 5, 2007

Date

Felicia C. Cannon

Clerk

*Kay Owens*  
(By) Deputy Clerk

\*Insert the appropriate language: ...“no notice of appeal from this judgment has been filed, and no motion of any kind listed in Rule 4(a) of the Federal Rules of Appellate Procedure has been filed.” ...“no notice of appeal from this judgment has been filed, and any motions of the kinds listed in Rule 4(a) of the Federal Rules of Appellate Procedure (†) have been disposed of, the latest order disposing of such a motion having been entered on [date].” ...“an appeal was taken from this judgment and the judgment was affirmed by mandate of the Court of Appeals issued on [date]. ...“an appeal was taken from this judgment and the appeal was dismissed by order entered on [date].”

(†Note: The motions listed in Rule 4(a), Fed. R. App. P., are motions: for judgment notwithstanding the verdict; to amend or make additional findings of fact; to alter or amend the judgment; for a new trial; and for an extension of time for filing a notice of appeal.)



**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MARYLAND**

CENTER CAPITAL CORPORATION, )

Plaintiff, )

v. )

SHAMROCK TREE SERVICE, INC. and  
DWIGHT PATTERSON, )

Defendants. )

Case No.06-CV-02996

07 mc 135

**ORDER**

This cause coming to be heard on Plaintiff's Motion for Default Judgment against Defendant SHAMROCK TREE SERVICE, INC. ("SHAMROCK TREE"), all parties having been given due notice, the Court being fully advised of the premises,

*IT IS HEREBY FOUND* that Defendant SHAMROCK TREE is in default for failing to answer, or otherwise plead, after being duly served with process; and

IT IS THEREFORE ORDERED THAT a judgment by default is entered in favor of CENTER CAPITAL CORPORATION and against SHAMROCK TREE, as follows:

- a. Awarding money damages in the amount of \$146,320.37;
- b. Awarding pre-judgment interest at the rate of 10% per annum from the date of acceleration of July 18, 2006 through April 9, 2007, which totals \$10,446.30 (265 days at \$39.42 per day), plus \$39.42 per day until the entry of judgment;
- c. Awarding attorneys' fees, costs of suit and other expenses in the amount of \$6,754.54.

Dated: 11 April, 2007

Entered: /s/Andre M. Davis  
Honorable Judge

Prepared By:  
Dennis A. Dressler, Esq.  
C. Randall Woolley, Esq.  
Askounis & Borst, P.C.  
180 North Stetson  
Suite 3400  
Chicago, IL 60601  
(312) 861-7100 Telephone  
(312) 861-0022 Facsimile

I hereby attest and certify that the foregoing document is a full, true and correct copy of the original on file in my office and in my legal custody

6/5/07  
FELICIA C. CANNON  
CLERK, U. S. DISTRICT COURT  
DISTRICT OF MARYLAND

By [Signature] Deputy



\* 07 - 135 MC

**ASKOUNIS & BORST, P.C.**  
ATTORNEYS AT LAW

June 26, 2007

**Via Standard Mail**

U.S. District Court for the  
District of Delaware  
Clerk of Court  
844 N. King St.  
Lockbox 18  
Wilmington, DE 19801

Re: Center Capital Corporation v. Shamrock Tree Service, Inc.  
Case No. 06 CV 02996  
Our File No. 1978.11764

FILED  
CLERK U.S. DISTRICT COURT  
DISTRICT OF DELAWARE  
2007 JUN 29 PM 3:41

Dear Sir/Madam:

Enclosed please find a certified copy of Judgment entered against Shamrock Tree Service, Inc. on April 11, 2007 in the District of Maryland, Case No. 06-CV-2996. Also, please find enclosed the Certification for Registration in the District of Delaware and check in the amount of \$39.00 for related fees. Please send a copy back to me in the enclosed self-addressed, stamped envelope. If you have any questions, please do not hesitate to give me a call.

Very truly yours,

ASKOUNIS & BORST, P.C.

By

  
Kathryn Lemieux

/kal